

S/N Unknown

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Giovanni Santin et al.

Examiner: Unknown

Serial No.: Unknown

Group Art Unit: Unknown

Filed: Herewith

Docket: 400.074US01

Title: **FLASH CELL FUSE CIRCUIT**

POWER OF ATTORNEY BY ASSIGNEE AND
CERTIFICATE BY ASSIGNEE UNDER 37 CFR § 3.73(b)

Assistant Commissioner for Patents
Washington, D.C. 20231

Micron Technology, Inc., assignee of the entire right, title and interest in the above-identified application filed herewith, hereby appoints the attorneys and agents of the firm of FOGG SLIFER & POLGLAZE, P.A., listed as follows:

Fogg, David N. Reg. No. 35,138

Polglaze, Daniel J. Reg. No. 39,801

Slifer, Russell D. Reg. No. 39,838

Leffert, Thomas W. Reg. No. 40,697

Lundberg, Scott V. Reg. No. 41,958

Myrum, Tod A. Reg. No. 42,922

Walseth, Andrew C. Reg. No. 43,234

and also attorney Michael L. Lynch (Reg. No. 30,871) of Micron Technology, Inc., as its attorneys with full power of substitution to prosecute this application and to transact all business in the Patent and Trademark Office in connection therewith.

The assignee certifies that the above-identified assignment has been reviewed and to the best of the assignee's knowledge and belief, title is in the assignee.

Please direct all correspondence regarding this application to the following:

FOGG SLIFER & POLGLAZE, P.A.

Attn: Thomas W. Leffert

P. O. Box 581009

Minneapolis, MN 55458-1009

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Facsimile: (612) 312-2250

MICRON TECHNOLOGY, INC.

Dated: 2-26-02

By: 

Name: Michael L. Lynch

Title: Chief Patent Counsel

United States Patent Application

DECLARATION

As a below named inventors, We hereby declare that:

Our residences, post office addresses and citizenships are as stated below next to our names.

We believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled:

FLASH CELL FUSE CIRCUIT

the specification of which was filed on August 30, 2001, and has received U. S. Serial No. 09/943,643.

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information that is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56 (see page 3 attached hereto).

We claim foreign priority benefits under 35 U. S.C. § 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached
RM2001A000105	Italy	27 February 2001		

We claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)

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We claim the benefit under 35 U.S.C. § 120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 U.S.C. § 112, we acknowledge the duty to disclose material information as defined in Title 37 C.F.R. § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. or PCT Application Number	Filing Date (MM/DD/YYYY)	Patent No.

We declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of inventor: Giovanni Santin
Citizenship: Italy
Residence: 10, via D'Aquilio
Post Office Address: 02010 Santa Rufina (Rieti) ITALY

Signature: Giovanni Santin Date: March 25, 2002

Full Name of inventor: Giovanni Naso
Citizenship: Italy
Residence: 506, via Casilina Nord
Post Office Address: Frosinone FR ITALY

Signature: Giovanni Naso Date: March 25, 2002

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§ 1.56 Duty to disclose information material to patentability.

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is canceled or withdrawn from consideration need not be submitted if the information is not material to the

patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

- (1) prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

- (1) it establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
- (2) it refutes, or is inconsistent with, a position the applicant takes in:
 - (i) opposing an argument of unpatentability relied on by the Office, or
 - (ii) asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

- (1) Each inventor named in the application;
- (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.

(e) In any continuation-in-part application, the duty under this section includes the duty to disclose to the Office all information known to the person to be material to patentability, as defined in paragraph (b) of this section, which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

ATTO DI CESSIONE



CONSIDERATO CHE, noi sottoscritti, Giovanni SANTIN, residente in Via D'Aquilio 10, 02010, Santa Rufina - Cittaducale (RI), Italia, e Giovanni NASO residente in Via Casilina Nord 506, 03100, Frosinone (FR), Italia abbiamo concepito nuove e utili invenzioni e miglioramenti per i quali abbiamo fatto domanda di Brevetto degli Stati Uniti il 30 Agosto 2001, alla quale e' stato assegnato il numero di domanda: 09/943.643, e ha il titolo FLASH CELL FUSE CIRCUIT (Circuito di fusibile a cella flash).

E CONSIDERATO CHE Micron Technology Inc., una Societa' organizzata ed esistente secondo le leggi dello Stato del Delaware (U.S.A.), ed avente sede a Boise, ID 83716-9632, 8000 South Federal Way, (di seguito "Cessionario"), e' propensa ad acquisire l'intero diritto, titolo ed interesse sulle suddette invenzioni, miglioramenti e sulla domanda e sul Brevetto che verrà ottenuto;


PERTANTO, a chiunque sia di interesse, si rende noto che, per equo compenso, abbiamo venduto, ceduto e trasferito e con il presente atto vendiamo, cediamo e trasferiamo al cessionario, ai successori e cessionari di questo, il procedimento e la competenza di cui siamo in tal modo venuti a conoscenza, e con il presente atto vendiamo, cediamo e trasferiamo al Cessionario, ai suoi successori o cessionari, l'intero diritto, titolo ed interesse per tutti i paesi e su tutte le invenzioni e miglioramenti descritti nella summenzionata domanda nonché sulla detta domanda, su tutte le divisioni, le continuazioni, le continuazioni parziali o i rinnovi, e su tutti i Brevetti che possano essere concessi, e tutte le riemissioni o estensioni di tali brevetti, e su qualsiasi domanda depositata o che verrà presentata in ogni paese straniero per l'ottenimento del Brevetto riguardanti dette invenzioni e miglioramenti, comprendenti una cessione di tutti i diritti secondo le disposizioni della Convenzione Internazionale, e tutti i Brevetti di paesi stranieri che possano essere concessi; e noi con il presente atto autorizziamo e facciamo richiesta alla Commissione Brevetti e Marchi di voler emettere tutti i Brevetti degli Stati Uniti per le suddette invenzioni e miglioramenti, al menzionato Cessionario, come assegnatario dell'intero diritto, titolo ed interesse sugli stessi, per il proprio uso, dei suoi successori ed incaricati.

E, sulla base della suddetta considerazione, noi sottoscritti, con il presente atto, acconsentiamo che noi stessi ed i nostri esecutori e legali rappresentanti faremo, firmeremo e consegneremo tutti gli atti e documenti, ivi inclusa qualsiasi successiva documentazione, affidavit, cessione ed altro e comunicheremo al suddetto Cessionario, ai suoi successori e rappresentanti qualsiasi evento o fatto da noi conosciuto e relativo ai suddetti miglioramenti ed alla loro storia; testimonieremo in tutti i procedimenti legali e faremo, in genere, tutte le cose che si renderanno necessarie o consigliabili per assicurare in modo più efficace ed attribuire a detto Cessionario, ai suoi successori o cessionari, l'intera titolarità del diritto, del titolo e dell'interesse relativi a detti miglioramenti, invenzioni, domande, Brevetti, diritti, titoli, vantaggi, privilegi venduti, ceduti e trasferiti, con il presente atto.

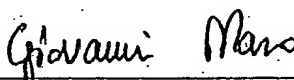
E, inoltre, noi sottoscritti conveniamo e confermiamo con il suddetto Cessionario, con i suoi successori e cessionari, che non sussiste alcuna cessione, assegnazione, ipoteca, licenza o altro accordo che influenzi i diritti e la proprietà trasferita con il presente atto.

Ai soli fini fiscali i sottoscritti dichiarano che l'invenzione in oggetto è stata fatta nell'adempimento di un rapporto di lavoro dipendente in cui l'attività inventiva è prevista come oggetto del rapporto ed a tale scopo retribuita.

IN TESTIMONIANZA DI CIO', io sottoscritto ho qui apposto la mia firma il giorno 22 marzo 2002.


Giovanni Santin

IN TESTIMONIANZA DI CIO', io sottoscritto ho qui apposto la mia firma il giorno 22 marzo 2002.


Giovanni Naso

